

HOUSE BILL No. 4192

February 3, 2005, Introduced by Reps. Bieda, Condino, Gleason, Gillard, Donigan, Wojno, Hunter, Espinoza, Kathleen Law, Anderson, Acciavatti, Kahn and Garfield and referred to the Committee on Insurance.

A bill to amend 1956 PA 218, entitled
"The insurance code of 1956,"
by amending section 3101a (MCL 500.3101a), as amended by 1996 PA
456.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3101a. (1) An insurer, in conjunction with the issuance
2 of an automobile insurance policy, as defined in section 3303,
3 shall provide 2 certificates of insurance for each insured vehicle.
4 The insurer shall mark 1 of the certificates as the secretary of
5 state's copy, which copy, except as otherwise provided in
6 subsection (2), shall be filed with the secretary of state by the
7 policyholder upon application for a vehicle registration. The
8 secretary of state shall ~~not~~ maintain the certificate of

1 insurance received under this subsection on file. **AN INSURER SHALL**
2 **NOTIFY THE SECRETARY OF STATE EACH MONTH OF ALL MOTOR VEHICLES IN**
3 **THIS STATE THAT WERE INSURED WITH THE INSURER IN THE IMMEDIATELY**
4 **PRECEDING MONTH AND SHALL NOTIFY THE SECRETARY OF STATE EACH MONTH**
5 **OF ANY POLICY THAT, IN THE IMMEDIATELY PRECEDING MONTH, EXPIRED**
6 **WITHOUT BEING RENEWED OR IS TERMINATED OR IF A POLICYHOLDER CANCELS**
7 **HIS OR HER AUTOMOBILE INSURANCE POLICY. THE NOTICE TO THE SECRETARY**
8 **OF STATE UNDER THIS SUBSECTION SHALL CONTAIN ALL OF THE FOLLOWING**
9 **INFORMATION:**

10 (A) **VEHICLE IDENTIFICATION NUMBERS.**

11 (B) **NAME AND ADDRESS OF THE POLICYHOLDER.**

12 (C) **INSURANCE POLICY NUMBERS.**

13 (D) **IF APPLICABLE, THE TIME AND DATE OF EXPIRATION,**
14 **TERMINATION, OR CANCELLATION OF AN AUTOMOBILE INSURANCE POLICY.**

15 (2) The secretary of state shall accept as proof of vehicle
16 insurance a transmission, in the format required by the secretary
17 of state, of the insured vehicle's vehicle identification number.
18 Vehicle identification numbers received by the secretary of state
19 under this subsection are confidential and shall not be disclosed
20 to any person except ~~pursuant to an order~~ by **ORDER OF** a court of
21 competent jurisdiction in connection with a claim or fraud
22 investigation or prosecution. The transmission to the secretary of
23 state of a vehicle identification number is proof of insurance to
24 the secretary of state for motor vehicle registration purposes only
25 and is not evidence that a policy of insurance actually exists
26 between an insurer and an individual.

27 (3) A person who **FAILS TO SUPPLY INFORMATION TO THE SECRETARY**

1 **OF STATE OR WHO** supplies false information to the secretary of
2 state under this section or who issues or uses an altered,
3 fraudulent, or counterfeit certificate of insurance is guilty of a
4 misdemeanor punishable by imprisonment for not more than 1 year τ
5 or a fine of not more than \$1,000.00, or both.